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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DEVRA HANEY-WILLIAMS,

CASE NO.: 2:17-cv-02900

Plaintiff,

vs.

GLAXOSMITHKLINE, SAM'S WEST, INC.,
dba SAM'S PHARMACY #10-4974,

Defendants.

SAM'S WEST, INC., a Delaware corporation,

Cross-Claimant,

vs.

GLAXOSMITHKLINE, a foreign corporation;
DOE INDIVIDUALS 1-10; DOE
EMPLOYEES 11-20; and ROE
CORPORATIONS 21-30,

Cross-Defendants.

**STIPULATION AND ORDER FOR DISMISSAL OF GLAXOSMITHKLINE, LLC AND
FOR THE AMENDMENT OF COMPLAINT AND CROSS-COMPLAINT**

Through documents disclosed during the discovery period in this case, it appears that the medication that plaintiff alleges caused her damages may not have been manufactured and/or distributed by defendant GlaxoSmithKline LLC but by another drug manufacturer named Jubilant Cadista Pharmaceuticals, Inc. Based upon this information, plaintiff Devra Haney-Williams, defendant/cross-defendant GlaxoSmithKline LLC, and defendant/cross-claimant Sam's West, Inc., through their respective counsel of record, have reached the following stipulation:

IT IS HEREBY STIPULATED AND AGREED that defendant/cross-defendant GlaxoSmithKline LLC shall now be dismissed without prejudice so that plaintiff may amend her complaint and defendant/cross-claimant Sam's West, Inc. may amend its cross-complaint, to name Jubilant Cadista Pharmaceuticals, Inc. as a defendant and cross-defendant in this action, it is further

STIPULATED AND AGREED that the dismissal of GlaxoSmithKline LLC without prejudice, as opposed to a dismissal with prejudice, is made so that if the parties learn through further discovery that GlaxoSmithKline LLC was involved in the manufacture and/or distribution to the plaintiff of the medication at issue in this case, the claims against GlaxoSmithKline LLC may be reasserted, it is further

STIPULATED AND AGREED that each party shall bear its own attorney fees and costs related to the suit and cross-suit against GlaxoSmithKline LLC and its dismissal without prejudice from this action, it is further

STIPULATED AND AGREED that plaintiff may now amend her complaint to add Jubilant Cadista Pharmaceuticals, Inc. as a defendant and that Defendant/Cross-Claimant Sam's West, Inc. may amend its cross-complaint to add Jubilant Cadista Pharmaceuticals, Inc. as a cross-defendant.

DATED this 29th day of June, 2018.

STOVALL & ASSOCIATES

/s/ Ross Moynihan

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Attorneys for Plaintiff

DATED this 29th day of June, 2018.

THORNDAL ARMSTRONG DELK
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/s/ Brian Terry

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*Attorney for Defendant/Cross-Defendant
GlaxoSmithKline LLC*

1 DATED this 29th day of June, 2018.

2 PHILLIPS SPALLAS & ANGSTADT, LLC

3 /s/Pooja Kumar

4 ROBERT K. PHILLIPS, ESQ.

Nevada Bar No. 11441

5 POOJA KUMAR, ESQ.

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6 504 S. Ninth Street

Las Vegas, NV 89101

7 Attorneys for Defendant/Cross-Claimant Sam's West, Inc.

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9 **ORDER**

10 Based upon the stipulation of the parties and pursuant to its provisions, and for good cause
11 appearing therefore, it is hereby

12 ORDERED that Defendant GlaxoSmithKline shall now be dismissed without prejudice from
13 this action with each party bearing its own attorney fees and costs related to the suit and cross-suit
14 against GlaxoSmithKline LLC and its dismissal without prejudice from this action, it is further

15 ORDERED that plaintiff may now amend her complaint to add Jubilant Cadista
16 Pharmaceuticals, Inc. as a defendant and that Defendant/Cross-Claimant Sam's West, Inc. may
17 amend its cross-complaint to add Jubilant Cadista Pharmaceuticals, Inc. as a cross-defendant.

18 **IT IS SO ORDERED:**

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UNITED STATES DISTRICT JUDGE

20 DATED: July 6, 2018
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